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**FACSIMILE TRANSMITTAL SHEET AND
CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8****TO: Examiner Kevin D. Williams - United States Patent and Trademark Office**

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Teresa A. Wert (Signature)

FROM: Teresa A. Wert (Office of David K. Mattheis)

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Listed below are the item(s) being submitted with this Certificate of Transmission:**

1) Amendment in Response to Office Action of April 2, 2003 (2 pgs.)

2)

3)

4)

5)

Comments:

Number of Pages Including this Page: 3

Inventor(s): Kevin Benson McNeil

S.N.: 09/612,697

Filed: July 10, 2000

Case: 6033CC

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Name


Signature

Case 6033CC

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

KEVIN BENSON MCNEIL

Serial No.: 09/612,697


Filed: July 10, 2000

Confirmation No.: 9446

For: Sheet Having Indicia Registered With Lines of Termination

Group Art Unit: 2854

Examiner: Kevin D. Williams

14
7/9/03


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RESPONSE TO OFFICE ACTION OF APRIL 2, 2003

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313

TECHNOLOGY CENTER 2800

Dear Sir:

In response to the Office Action of April 2, 2003, please consider the following
remarks:

REMARKS

35 USC §102(e) rejection:

The Office Action has rejected claims 9-15, and 24 under 35 USC §102(e) as anticipated by Durr (US 5,452,632). For a reference to anticipate a claimed invention, the reference must teach or suggest each of the claimed limitations. Applicants respectfully submit that the Durr reference does not teach or suggest the claimed limitation of varying one of the second or third velocities of the process to maintain the spacing of the indicia and the lines of termination. The portion of the reference cited by the Office Action (col. 4, line 60 – col. 5, line 9) for this limitation teaches the adjustment of the phase of the motor that drives the cutting cylinder (col. 5, lines 3-5). Phase adjustment of a motor is not the same as, or analogous to, varying the velocity of a motor. The phase of the motor is the angular position of the output shaft of the motor relative to a reference angle. As set forth in the Durr reference, the phase, or angular position, of the motor's output shaft is corrected according to the deviation of that angular position from a setpoint. Durr does not teach or suggest varying the velocity of the printing element or of the cutting cylinder.